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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/928,803	08/13/2001	Masami Kanasugi	FUJX 18.900	8228
26304	7590	06/16/2005	EXAMINER	
KATTEN MUCHIN ROSENMAN LLP			DO, CHAT C	
575 MADISON AVENUE			ART UNIT	
NEW YORK, NY 10022-2585			PAPER NUMBER	
			2193	
DATE MAILED: 06/16/2005				

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/928,803

Applicant(s)

KANASUGI ET AL.

Examiner

Chat C. Do

Art Unit

2193

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 02 May 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-23 is/are pending in the application.
- 4a) Of the above claim(s) 11-14, 17, 20 and 23 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1, 7, 8, 15, 16, 18, 19, 21 and 22 is/are rejected.
- 7) ☒ Claim(s) 2-6, 9 and 10 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This communication is responsive to Amendment filed 05/02/2005.
2. Claims 1-23 are pending in this application. Claims 11-14, 17, 20, and 23 are withdrawn from consideration. Claims 1, 8, 15-16, 18-19, and 21-22 are independent claims. In Amendment, claims 1, 3-4, 6-8, 15-16, 18-19, and 21-22 are amended. This Office Action is made final.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 1, 7, 8, 15-16, 18-19, and 21-22 are rejected under 35 U.S.C. 102(e) as being anticipated by Akahori (U.S. 6,889,239).

Re claim 1, Akahori discloses in Figure 1 an FIR filter (e.g. col. 4 lines 20-34) comprising: a first operational unit (e.g. left portion of Figure 1 including 20-1 and 30-1) for operating input data (e.g. shifted data from 10-1) which including a first input data and a second input data inputted after the first input data (e.g. shifted data in series by delay circuit as one after another), the input data consists of transmitting information and

is composed of bit strings (e.g. output of 110), and additional data (e.g. coefficients h_x) which is added in order to transmit input data and; a second operational unit (e.g. the first portion of Figure 1 including 20-N and 30-N) for operating on the first input data (e.g. output of 10-1 as first data due to first shifting out) and a difference between additional data corresponding to the first input data and additional data corresponding to the second input data (e.g. difference set of coefficients $h(4N-3)-h(4N)$, these coefficients can be set at any value depending on the filter); and an adding unit (e.g. 40) for adding results of the first and second operational units (e.g. the left portion and right portion of Figure 1 respectively) and outputting the resultant as a filter response (e.g. output of 40 with label as output data).

Re claim 7, Akahori further discloses in Figure 1 a holding circuit (e.g. circuit for producing and holding all coefficients in Figure 1) for accepting additional data in response to a change in input data and holding the accepted data as additional data corresponding to first input data; and an operational circuit (e.g. difference set of coefficients $h(4N-3)-h(4N)$, these coefficients can be set at any value depending on the filter) for operating a difference between additional data outputted from holding circuit and new additional data.

Re claim 8, it has all the limitations cited in claim 1. Thus, claim 8 is also rejected under the same rationale as cited in the rejection of rejected claim 1.

Re claim 15, it is a method claim of claim 1. Thus, claim 15 is also rejected under the same rationale as cited in the rejection of rejected claim 1.

Re claim 16, it is a method claim of claim 8. Thus, claim 16 is also rejected under the same rationale as cited in the rejection of rejected claim 8.

Re claim 18, it is an integrated circuit claim of claim 1. Thus, claim 18 is also rejected under the same rationale as cited in the rejection of rejected claim 1.

Re claim 19, it is an integrated circuit claim of claim 8. Thus, claim 19 is also rejected under the same rationale as cited in the rejection of rejected claim 8.

Re claim 21, it is a communication system claim of claim 1. Thus, claim 21 is also rejected under the same rationale as cited in the rejection of rejected claim 1.

Re claim 22, it is a communication system claim of claim 8. Thus, claim 22 is also rejected under the same rationale as cited in the rejection of rejected claim 8.

Allowable Subject Matter

5. Claims 2-6 and 9-10 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Response to Arguments

6. Applicant's arguments with respect to claims have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

7. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chat C. Do whose telephone number is (571) 272-3721. The examiner can normally be reached on M => F from 7:00 AM to 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chaki Kakali can be reached on (571) 272-3719. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Chat C. Do
Examiner
Art Unit 2193

June 6, 2005

Kakali Chak
KAKALI CHAK
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100